



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2001 Assembly Bill 494	Assembly Amendments 1 and 2
Memo published: January 23, 2002	Contact: Don Dyke, Senior Staff Attorney (266-0292)

Assembly Bill 494 generally prohibits a city or village from annexing town territory if none of the city's or village's territory is located in the same county as the town territory to be annexed. The bill's prohibition does not apply to annexation of town territory located in another county if that territory is owned by the city or village. (Current s. 66.0223, Stats., provides a special annexation procedure for annexation of territory owned by a city or village.)

Assembly Amendment 1

The amendment clarifies that if there is a circumstance where the territory to be annexed is located both in the county of the annexing city or village and outside that county, the bill's annexation prohibition applies only to that territory located outside the county in which the city or village is located.

Assembly Amendment 1 was recommended for adoption by the Assembly Committee on Urban and Local Affairs by a vote of Ayes, 6; Noes, 0, on January 14, 2002.

Assembly Amendment 2

The amendment provides that if a city or village acquires territory in another county (i.e., a county in which no part of the city or village is located) after the effective date of the bill and the city or village then annexes the owned territory under s. 66.0223, Stats., the city may not: (1) annex territory that is adjacent or contiguous to the annexed owned territory; or (2) sell or otherwise transfer the territory to a private person unless the city or village attempts to detach the territory or unless the town from which the territory was annexed no longer exists. (Under the amendment, a city or village attempts to detach territory by filing a petition under the detachment procedure in s. 66.0227, Stats., and enacting a detachment ordinance; further, the town from which the territory was annexed must vote on an ordinance to accept the territory, pursuant to the current detachment procedure.)

Assembly Amendment 2 was recommended for adoption by the Assembly Committee on Urban and Local Affairs on January 14, 2002 by a vote of Ayes, 6; Noes, 0.

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